UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF MICHIGAN - SOUTHERN DIVISION

THE ESTATE OF MARIA PEROVICH, VICTOR GOJCAJ,

Plaintiffs,

٧

Case No. 2:09-cv-12192-PJD-VMM Hon. Patrick J. Duggan

STERLING HEIGHTS POLICE OFFICER
ANTOINETTE FETT, STERLING HEIGHTS
SERGEANT DAVID CATTANEO, STERLING
HEIGHTS POLICE OFFICER AARON BURGESS
AND CLINTON TOWNSHIP POLICE DETECTIVE
LEO MELISE,

Defendants.

LAW OFFICES OF PATRICK J. MCQUEENEY Patrick J. McQueeney (P45797) Attorneys for Plaintiffs 33830 Harper Avenue Clinton Township, MI 48035

(586) 774-6363 Fax: (586) 415-1210 O'REILLY RANCILIO P.C.
Jeffrey A. Bahorski (P41731)
Marc D. Kaszubski (P60333)
Attorneys for Defendants
Sterling Heights Police Officer Antoinette Fett,
Sterling Heights Sergeant David Cattaneo and
Sterling Heights Police
Officer Aaron Burgess
12900 Hall Road, Suite 350
Sterling Heights, MI 48313

(586) 726-1000 Fax: (586) 726-1560

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE AND WITHOUT COSTS TO ANY PARTY NOW COME the above-named parties, by and through their respective counsel, and hereby stipulate and agree to the dismissal of the above-captioned matter with prejudice and without costs to either party.

<u>/s/ Patrick J. McQueeny</u>
Patrick J. McQueeney
Attorneys for Plaintiffs
<u>Patrickjmcqueeney@yahoo.com</u>
(P45797)

/s/ Marc D. Kaszubski
Marc D. Kaszubski
Attorneys for Defendants
Sterling Heights Police Officer Antoinette Fett,
Sterling Heights Sergeant David Cattaneo and
Sterling Heights Police
Officer Aaron Burgess
mkaszubski@orlaw.com
(P60333)

ORDER OF DISMISSAL

The Court having read the attached Stipulation of the parties; and, the Court being fully advised in the premises herein,

IT IS HEREBY ORDERED that the above-captioned matter be dismissed with prejudice and without costs to either party pursuant to the foregoing Stipulation.

This Order resolves all pending claims and closes the case.

s/Patrick J. DugganPatrick J. DugganUnited States District Judge

Dated: November 12, 2010November 12, 2010

I hereby certify that a copy of the foregoing document was served upon counsel of record on November 12, 2010November 12, 2010, by electronic and/or ordinary mail.

s/Marilyn Orem Case Manager

J:\STERLING\Gojcaj v Wemple and Cattaneo\Pleadings\Dismissal Order.doc